

Message

From: Jones, Russell [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4795FDC630C34BE4AED0C6416A20D606-RUSSELL JONES]
Sent: 4/17/2018 5:03:42 PM
To: McNally, Robert [McNally.Robert@epa.gov]
CC: Overstreet, Anne [overstreet.anne@epa.gov]; Leahy, John [Leahy.John@epa.gov]
Subject: RE: Plant Biostimulants Guidance Update
Attachments: Plant Biostimulants Guidance Response Chart_V1_04 17 2018.docx; Guidance_Mark-up_Notes_w_ Ryne.pdf; Guidance for Plant Biostimulant Label Claims_Update_of_03 06 2018_CleanCopy_V2_RY_RSJ.DOC

To All:

I'm piggybacking this on my previous response to Bob's questions (below).

Attached is the Table/Chart Bob asked for below (first attachment), as well as the handwritten mark-up that Ryne Yarger and I worked on (the pdf attachment) with comments from OECA and AO/OP, which led to the third attachment which is the latest version of the Guidance which incorporates ALL of the comments/suggestions/edits that made sense.

I have footnoted the Table/Chart to show areas of disagreement, which can also be seen on the pdf. The pdf also shows the claims that were removed..

Russ

From: Jones, Russell
Sent: Monday, April 16, 2018 4:49 PM
To: McNally, Robert <McNally.Robert@epa.gov>
Cc: Overstreet, Anne <overstreet.anne@epa.gov>; Leahy, John <Leahy.John@epa.gov>
Subject: RE: Plant Biostimulants Guidance Update

Bob:

My responses in **RED** below

Russ

From: McNally, Robert
Sent: Monday, April 16, 2018 2:14 PM
To: Jones, Russell <Jones.Russell@epa.gov>
Cc: Overstreet, Anne <overstreet.anne@epa.gov>; Leahy, John <Leahy.John@epa.gov>
Subject: RE: Plant Biostimulants Guidance Update
Importance: High

Russ,

For each office, can you tell me why they may not concur:

- OECA Helen Ambrosino did not get the major reorganization she originally wanted, so I don't know how that will play out. Otherwise, I addressed her concerns regarding claims in Tables 1a-c and in Table 2 (all the Non-

Plant regulator claims) that overlapped with the Plant Regulator claims in Table 3. Some were removed, others were tweaked.

- OGC OGC has already weighed in on the most recent update. The only parts they haven't seen are the pieces that Ryne has added and the expected economic piece from TJ. I don't expect any problems with OGC. etc
- OP and ORD: Neither office has weighed in at this time, so I really don't have a feel for what might happen here. I believe one of the responders that accompanied Helen Ambrosino's comments was from OP.

Also, what comments we took from each group and ones we did not, and why. I recollect that we did not take style changes or how to organize the paper, since those are not substantive changes, but we had a handful of OECA comments we did not take that may have been substantive. This will be easier to present to you in person than by email. Ryne and I spent some time going line-by-line on Helen's comments. There was very little from the Regions, aside from good words.

When will TJ be done? I think his piece is pretty short as I recall.

TJ said he will have something by early next week

That is one step that we can plot out --- what are the other ones in the schedule to get us to Late June?

Writing the FRN and the Action memo; vetting once more through BPPD and OGC; other courtesy copies to OP, ORD, and OECA; and finally vetting through Rick and Nancy B

For a call with all the affected parties, might be good to have a table that lists all the groups we have asked for comment and concurrence:

- OECA
- OGC
- OP
- ORD
- Region 1
- Region 2

- Region 10

It would be good to have all of the Regions either "Concur, No comment", or "concur, limited comments accepted" so it highlights who is/are the holdouts. Having said that, I need to see who are the holdouts and why. OK I will have a Table together for you tomorrow morning,

Thanks

Bob

From: Jones, Russell

Sent: Monday, April 16, 2018 1:01 PM

To: McNally, Robert <McNally.Robert@epa.gov>

Cc: Overstreet, Anne <overstreet.anne@epa.gov>; Leahy, John <Leahy.John@epa.gov>

Subject: RE: Plant Biostimulants Guidance Update

Bob:

Ryne informs me that, at the earliest, the FAR will be in late June/early July. He will be finalizing draft of the FRN and the accompanying action memo, which will need BPPD's review and concurrence. He also stated that once BBPD has reviewed and concurred, that it would be a good idea to touch base with OECA, OP, ORD, OGC before moving it forward once we get TJ's piece.

He really recommends that we at least let them know what our plans are before we go to FAR. His feeling was that they could all easily non-concur because we didn't work with them and then we would be right back to square one. He strongly recommends that we should do this out of courtesy, that's it's probably not too much to ask.

Ryne said he would start making calls to see how they'd respond based on our efforts to reach out to the regions, but I think they'll at least want to see our drafts.

We will both defer to you on how to proceed.

Russ

From: Jones, Russell
Sent: Monday, April 16, 2018 12:45 PM
To: McNally, Robert <McNally.Robert@epa.gov>
Cc: Overstreet, Anne <overstreet.anne@epa.gov>; Leahy, John <Leahy.John@epa.gov>
Subject: RE: Plant Biostimulants Guidance Update

All positive responses. I just deleted a few claims that seemed to overlap with some of our plant regulator claims in Table 3, and clarified a few others with some wordsmithing in some earlier versions in response to Helene Ambrosino comments. Nothing substantive. Yes the one strikeout was one I did today.

From: McNally, Robert
Sent: Monday, April 16, 2018 12:40 PM
To: Jones, Russell <Jones.Russell@epa.gov>
Cc: Overstreet, Anne <overstreet.anne@epa.gov>; Leahy, John <Leahy.John@epa.gov>
Subject: RE: Plant Biostimulants Guidance Update

What were the comments from the Region? Just the one strike out in the table?

From: Jones, Russell
Sent: Monday, April 16, 2018 12:32 PM
To: McNally, Robert <McNally.Robert@epa.gov>
Cc: Overstreet, Anne <overstreet.anne@epa.gov>
Subject: Plant Biostimulants Guidance Update

Bob:

Attached is the latest and greatest. It incorporates some administrative paragraphs added by Ryne as well as any substantive comments from the Regions (which was not very much). There is an Empty Header (Cost Savings) on page 9, where TJ will put his piece.

I am working with Ryne on next steps and scheduling for the FAR.

Russ

Russell S. Jones, Ph.D., Senior Scientist
Chair, Biochemical Classification Committee
Risk Assessment Branch
Biopesticides & Pollution Prevention Division
Office of Pesticide Programs
US Environmental Protection Agency

P: 703-308-5071; F: 703-308-7026
jones.russell@epa.gov

Office Location:
One Potomac Yard
2777 South Crystal Drive Arlington, VA 22202

Mailing Address:
1200 Pennsylvania Avenue, NW
Washington, DC 20460-0001
<http://www.epa.gov/pesticides>

